

**MISTRETТА CHIROPRACTIC OFFICES**

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Confirmed

February 13, 2003

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Honorable Michael Powell
Chairman

Distribution Center

FEB 28 2003

Federal Communications Commission 445 12th Street, SW
Washington, DC 20544RE: CC Docket No. 01-388, Review of the Section 251 Unbundling Obligations of Incumbent
Local Exchange Carriers

Dear Chairman Powell:

As a business owner, I am asking that the FCC take a *strong* leadership role in changing the current competitive situation in the telecom industry. That leadership role should begin with eliminating the current UNE-P pricing models and establish a national policy that will encourage investment, innovation, and technological advancement. None of these are happening today with the irrational model created by UNE-P and TELRIC pricing.

The economic history we have seen over the last two years alone should be enough to prove to any objective observer that the UNE-P model is broken and needs a major overhaul. The Telecommunications Act of 1996 gave the FCC tremendous powers to implement the provisions of the Act. UNE-P was not a provision of the Act, but instead a regulatory invention of the FCC. It is the FCC's responsibility to act in favor of consumers and the national economy and correct this misguided policy.

Please assume the leadership role demanded of you and set this country's telecommunications industry on a course that will lead to a truly competitive marketplace and infrastructure development that will benefit all consumers.

Sincerely,

Frank J. Mistretta, D.C.
Mistretta ChiropracticCC: Commissioner Abernathy
Commissioner Adelstein
Commissioner Martin
Commissioner Copps